

MAINE STATE LEGISLATURE

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(EMERGENCY)

ONE HUNDRED AND FOURTH LEGISLATURE

Legislative Document

No. 267

H. P. 217

House of Representatives, January 22, 1969

Referred to Committee on Education. Sent up for concurrence and ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. Kelley of Southport.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-NINE

AN ACT Relating to Expanding the Community School of Boothbay-Boothbay Harbor School District to Include Grades Kindergarten Through Grade 6.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, in order to provide efficient and comprehensive education to certain pupils in the Boothbay-Boothbay Harbor region, the following legislation is vitally necessary; and

Whereas, it is desirable that the voters of the Towns of Boothbay and Boothbay Harbor be permitted to express their opinion as to expanding the "school" to include grades kindergarten through grade 6; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine, and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. P. & S. L., 1953, c. 156, § 11, amended. The first sentence of section 11 of chapter 156 of the private and special laws of 1953 is amended to read as follows:

The fiscal year of the district shall be ~~the calendar year~~ **July 1st through June 30th, effective January 1, 1970.**

Sec. 2. P. & S. L., 1953, c. 156, § 18-A, additional. Chapter 156 of the private and special laws of 1953 is amended by adding a new section 18-A, to read as follows:

Sec. 18-A. Authority to expand "school" to include grades kindergarten through grade 6. Whenever a majority of the legal voters of the Towns of Boothbay and Boothbay Harbor, voting on the question by written ballot at any regular town meeting or at a special meeting thereof called and held for the purpose as hereinafter provided, shall approve the inclusion of grades kindergarten through grade 6 in the community school, the word "school" as defined in section 1 shall be deemed to include grades kindergarten through grade 6, inclusive. Each such special meeting shall be called, advertised and conducted in the manner set forth in section 19. The question to be submitted by vote by secret ballot shall be substantially as follows:

"Shall the Boothbay-Boothbay Harbor Community School include grades kindergarten through grade 6 in addition to grades 9 to 12, inclusive?"

The results in said towns shall be declared by municipal officers of each of said towns and returns filed by the respective town clerks with the Secretary of State.

In the event a town shall disapprove of such inclusion or its approval be no longer effective, the question may be resubmitted to the voters of such towns; provided, however, that after the trustees shall have authorized the acquisition or construction of a community schoolhouse and shall have issued bonds of the district to finance same, such question may not be submitted oftener than once in 24 months and provided further, that approval of one such town of the inclusion of grades kindergarten through grade 6 in the community school shall become null and void unless the other such town shall also approve of such inclusion within 24 months thereof.

Emergency clause; referendum; certificate the Secretary of State. In view of the emergency cited in the preamble, this Act shall take effect when approved, only for the purpose of permitting its submission to the legal voters of the Towns of Boothbay and Boothbay Harbor at an any annual or special town meeting called and held for the purpose not later than 6 months after the effective date of this Act. Such special meeting shall be called, advertised and conducted according to the law relating to municipal elections; provided that the registrar of voters shall not be required to prepare, nor the town clerk to post, a new list of voters, and for the purpose of registration of voters said registrar shall be in session 2 hours next preceding such special meeting.

The town clerks shall reduce the subject matter of this Act to the following question: "Shall the Act Relating to Expanding the Community School of Boothbay-Boothbay Harbor School District to Include Grades Kindergarten Through Grade 6, passed by the 104th Legislature, be accepted?" The voters shall indicate by a cross or check mark placed against the words "Yes" or "No" their opinion of the same.

This Act shall take effect for all the purposes hereof immediately upon its acceptance by a majority of the legal voters voting at said meetings; provided

that the total number of votes cast for and against the acceptance of this Act at said meetings equaled or exceed 20% of the total vote cast for all candidates for Governor in said town at the next preceding gubernatorial election.

The result of the vote shall be declared by the municipal officers of the Towns of Boothbay and Boothbay Harbor and due certificates thereof shall be filed by the town clerks with the Secretary of State.